

	<b>U.S. ENVIRONMENTAL PROTECTION AGENCY</b>  <b>Assistance Amendment</b>		<b>GRANT NUMBER (FAIN):</b> 98247702 <b>MODIFICATION NUMBER:</b> 1 <b>PROGRAM CODE:</b> V	<b>DATE OF AWARD</b> 12/22/2011
			<b>TYPE OF ACTION</b> No Cost Amendment	<b>MAILING DATE</b> 12/22/2011
			<b>PAYMENT METHOD:</b> Advance	<b>ACH#</b> 20043
<b>RECIPIENT TYPE:</b> Indian Tribe			<b>Send Payment Request to:</b> Las Vegas Finance Center	
<b>RECIPIENT:</b> Saint Regis Mohawk Tribe 412 State Road Route 37 Akwesasne, NY 13655 <b>EIN:</b> 16-1007650			<b>PAYEE:</b> Saint Regis Mohawk Tribe 412 State Road Route 37 Akwesasne, NY 13655	
<b>PROJECT MANAGER</b> Ken Jock 412 State Road Route 37 Akwesasne, NY 13655 <b>E-Mail:</b> ken.jock@srmt-nsn-gov <b>Phone:</b> 518-358-5937		<b>EPA PROJECT OFFICER</b> Joel Singerman 290 Broadway, EERRD/NYRB/CNYR New York, NY 10007-1866 <b>E-Mail:</b> Singerman.Joel@epamail.epa.gov <b>Phone:</b> 212-637-4258		<b>EPA GRANT SPECIALIST</b> Cynthia Pabon Grants and contracts Management Branch, OPM/GCMB <b>E-Mail:</b> pabon.cynthia@epa.gov <b>Phone:</b> 212-637-3405
<b>PROJECT TITLE AND EXPLANATION OF CHANGES</b> St. Regis Mohawk Tribe Support Agency Assistance Related to the Reynolds Metals Superfund Site This amendment extends the project and budget period expiration dates to December 31, 2012. This additional time will allow St. Regis Mohawk Tribe to complete previously-approved workplan activities. Administrative Condition Nos. 4, 8, and 11 are revised and Programmatic Condition No. 3 is added to the agreement. There is no change to the scope of work.				
<b>BUDGET PERIOD</b> 01/01/2010 - 12/31/2012	<b>PROJECT PERIOD</b> 01/01/2010 - 12/31/2012	<b>TOTAL BUDGET PERIOD COST</b> \$48,104.00	<b>TOTAL PROJECT PERIOD COST</b> \$48,104.00	
<b>NOTICE OF AWARD</b>				
Based on your Application dated 11/21/2011 including all modifications and amendments, the United States acting by and through the US Environmental Protection Agency (EPA) hereby awards \$0. EPA agrees to cost-share <u>100.00%</u> of all approved budget period costs incurred, up to and not exceeding total federal funding of \$48,104. Recipient's signature is not required on this agreement. The recipient demonstrates its commitment to carry out this award by either: 1) drawing down funds within 21 days after the EPA award or amendment mailing date; or 2) not filing a notice of disagreement with the award terms and conditions within 21 days after the EPA award or amendment mailing date. If the recipient disagrees with the terms and conditions specified in this award, the authorized representative of the recipient must furnish a notice of disagreement to the EPA Award Official within 21 days after the EPA award or amendment mailing date. In case of disagreement, and until the disagreement is resolved, the recipient should not draw down on the funds provided by this award/amendment, and any costs incurred by the recipient are at its own risk. This agreement is subject to applicable EPA regulatory and statutory provisions, all terms and conditions of this agreement and any attachments.				
<b>ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)</b>			<b>AWARD APPROVAL OFFICE</b>	
<b>ORGANIZATION / ADDRESS</b> Grants and Audit Management Branch 290 Broadway, 27th Floor New York, NY 10007-1866			<b>ORGANIZATION / ADDRESS</b> U.S. EPA, Region 2 Emergency and Remedial Response Division 290 Broadway New York, NY 10007-1866	
<b>THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY</b>				
<b>Digital signature applied by EPA Award Official</b> Cynthia Pabon - Grants Management Specialist				<b>DATE</b> 12/22/2011

## EPA Funding Information

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FUNDS	FORMER AWARD	THIS ACTION	AMENDED TOTAL
EPA Amount This Action	\$ 48,104	\$ 0	\$ 48,104
EPA In-Kind Amount	\$ 0	\$	\$ 0
Unexpended Prior Year Balance	\$ 0	\$	\$ 0
Other Federal Funds	\$ 0	\$	\$ 0
Recipient Contribution	\$ 0	\$	\$ 0
State Contribution	\$ 0	\$	\$ 0
Local Contribution	\$ 0	\$	\$ 0
Other Contribution	\$ 0	\$	\$ 0
Allowable Project Cost	\$ 48,104	\$ 0	\$ 48,104

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority
66.802 - Superfund State Political Subdivision and Indian Tribe Site Specific Cooperative Agreements	CERCLA: Sec. 104(d)(1)	40 CFR PTS 31 & 35 SUBPT O

[illegible]

## Budget Summary Page

<b>Table A - Object Class Category (Non-construction)</b>	<b>Total Approved Allowable Budget Period Cost</b>
<b>1. Personnel</b>	\$19,458
<b>2. Fringe Benefits</b>	\$7,155
<b>3. Travel</b>	\$4,448
<b>4. Equipment</b>	\$0
<b>5. Supplies</b>	\$4,430
<b>6. Contractual</b>	\$6,000
<b>7. Construction</b>	\$0
<b>8. Other</b>	\$3,332
<b>9. Total Direct Charges</b>	\$44,823
<b>10. Indirect Costs: % Base</b>	\$3,281
<b>11. Total (Share: Recipient <u>0.00</u> % Federal <u>100.00</u> %.)</b>	\$48,104
<b>12. Total Approved Assistance Amount</b>	\$48,104
<b>13. Program Income</b>	\$0
<b>14. Total EPA Amount Awarded This Action</b>	\$0
<b>15. Total EPA Amount Awarded To Date</b>	\$48,104

### **Administrative Conditions**

The following conditions are amended:

#### **4. FEDERAL FINANCIAL REPORTS/GRANT CLOSEOUT**

##### **A) Interim Federal Financial Reports (FFRs)**

Pursuant to 40 CFR 31.41(b) and 31.50(b), EPA recipients shall submit an interim annual Federal Financial Report (SF-425) to EPA no later than 90 calendar days following each anniversary of the start date of the agreement. The FFR must be faxed to the Las Vegas Finance Office at 702-798-2423 or sent to the address below. A courtesy copy of the interim FFR can be submitted to the Grants and Contracts Management Branch using one of the following options: email to Region2\_GrantApplicationBox@epa.gov, fax to 212-637-3518 or sent to us in the mail at U.S. EPA - Region 2, 290 Broadway, 27th Floor, New York, NY 10007. All email attachments must be sent in pdf format. Documents emailed to us in any other format cannot and will not be accepted.

##### **B) Final Federal Financial Report**

At the end of the project, the recipient must submit a final Federal Financial Report to EPA no later than 90 calendar days after the end of the project period. The form is available on the internet at <http://www.epa.gov/ocfo/finservices/forms.htm>. All FFRs must be submitted to the Las Vegas Finance Center:

U.S. Environmental Protection Agency  
Las Vegas Finance Center  
PO Box 98515  
Las Vegas, NV 89119

or by Fax to: 702-798-2423.

The LVFC will make adjustments, as necessary, to obligated funds after reviewing and accepting a final Federal Financial Report. Recipients will be notified and instructed by EPA if they must complete any additional forms for the closeout of the assistance agreement.

EPA may take enforcement actions in accordance with 40 CFR 31.43 if the recipient does not comply with this term and condition.

##### **C) Closeout**

The Administrative Closeout Phase for this grant will be initiated with the submission of a "final" FFR. At that time, the recipient must submit the following forms/reports to

the EPA Region 2 Grants and Contracts Management Branch, if applicable:

- Federally Owned Property Report
- An Inventory of all Property Acquired with federal funds
- Contractor's or Grantee's Invention Disclosure Report (EPA Form 3340-3)

Additionally, the recipient's Final Request for Payment should be submitted to the LVFC.

## **8. EXTENSION OF PROJECT/BUDGET PERIOD EXPIRATION DATE**

If a no cost time extension is necessary to extend the period of availability of funds (budget period), the recipient must submit a written request, including a justification as to why additional time is needed and an estimated date of completion to the EPA prior to the budget/project period expiration dates. The extension request should be submitted to the EPA, Grants and Contracts Management Branch using one of the following options: email to [Region2\\_GrantApplicationBox@epa.gov](mailto:Region2_GrantApplicationBox@epa.gov), fax to 212-637-3518 or sent to us in the mail at U.S. EPA - Region 2, 290 Broadway, 27th Floor, New York, NY 10007. An interim FFR (SF-425) covering all expenditures and obligations to date, must also be faxed to the Las Vegas Finance Office at 702-798-2423 or sent to the address below. To expedite processing of your request, please submit a courtesy copy of the interim FFR to the Grants and Contracts Management Branch along with your extension request. All email attachments must be sent in pdf format. Documents emailed to us in any other format cannot and will not be accepted.

U.S. Environmental Protection Agency  
Las Vegas Finance Center  
PO Box 98515  
Las Vegas, NV 89119

or by Fax to: 702-798-2423

## **11. SINGLE AUDITS**

In accordance with OMB Circular A-133, which implements the Single Audit Act, the recipient hereby agrees to obtain a single audit from an independent auditor, if it expends \$500,000 or more in total Federal funds in any fiscal year. Within nine months after the end of a recipient's fiscal year or 30 days after receiving the report from the auditor, the recipient shall submit the SF-SAC and a Single Audit Report Package. **The recipient MUST** submit the SF-SAC and a Single Audit Report Package, using the Federal Audit Clearinghouse's Internet Data Entry System. Complete information on how to accomplish the single audit submissions, you will need to visit the Federal Audit Clearinghouse Web site:  
<http://harvester.census.gov/fac/>

All other administrative terms and conditions remain the same.

### **Programmatic Conditions**

The following programmatic condition is added:

#### **3. FOOD AND REFRESHMENTS**

Unless the event(s) are specified in the approved workplan, the recipient agrees to obtain prior approval from EPA for the use of grant funds for light refreshments and/or meals served at meetings, conferences, training workshops, and outreach activities (events). The recipient must send requests for approval to the EPA Project Officer and include:

- (1) An estimated budget and description for the light refreshments, meals, and/or beverages to be served at the event(s);
- (2) A description of the purpose, agenda, location, length and timing for the event.
- (3) An estimated number of participants in the event and a description of their roles.

Recipients may address questions about whether costs for light refreshments, and meals for events are allowable to the recipient's EPA Project Officer. However, the Agency Award Official or Grant Management Officer will make final determinations on allowability.

Note: U.S. General Services Administration regulations define light refreshments for morning, afternoon or evening breaks to include, but not be limited to, coffee, tea, milk, juice, soft drinks, donuts, bagels, fruit, pretzels, cookies, chips, or muffins. (41 CFR 301-74.11)

All other Programmatic terms and conditions remain the same.